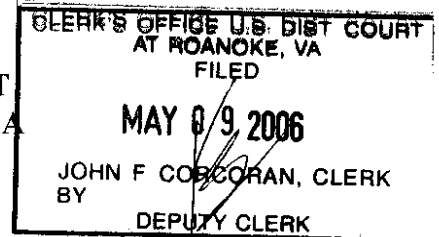


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION



JO'NATHAN TALBERT,
Plaintiff,

v.

W. SMITH, et al.,
Defendants.

)
) Civil Action No. 7:05CV00736
)
) ORDER
)
) By Hon. Glen E. Conrad
) United States District Judge
)

In accordance with the accompanying Memorandum Opinion, it is now

ORDERED

that the defendants' motion for reconsideration shall be and hereby is **DENIED**, and the defendants' alternative motion for an extension of time shall be and hereby is **GRANTED**. The defendants shall have until June 9, 2006 to file a responsive pleading.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the plaintiff and counsel of record for the defendants.

ENTER: This 9th day of May, 2006.

A handwritten signature in cursive script, appearing to read "Glen Conrad".

United States District Judge